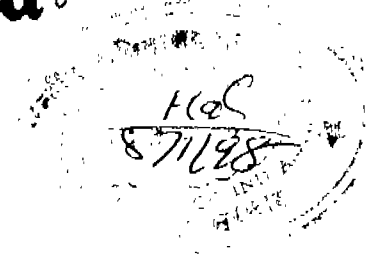




# भारत का राजपत्र The Gazette of India

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PART II—Section 2  
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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।  
Separate paging is given to this Part in order that it may be filed as a separate compilation.

## LOK SABHA

The following Bills were introduced in Lok Sabha, on 12th August, 1997:—

BILL NO. 117 OF 1997

*A Bill further to amend the Presidential and Vice-Presidential Elections Act, 1952.*

BE it enacted by Parliament in the Forty-eighth Year of the Republic of India as follows:—

1. (1) This Act may be called the Presidential and Vice-Presidential Elections (Second Amendment) Act, 1997.

Short title and  
commencement.

(2) It shall be deemed to have come into force on the 5th day of June, 1997.

31 of 1952.

2. In section 5B of the Presidential and Vice-Presidential Elections Act, 1952 (hereinafter referred to as the principal Act), in sub-section (1),—

Amendment of  
section 5B.

(i) in clause (a), for the words "ten electors" at both the places, where they occur, the words "fifty electors" shall be substituted;

(ii) in clause (b), for the words “five electors” at both the places, where they occur, the words “twenty electors” shall be substituted.

Amendment of  
section 5C.

3. In section 5C of the principal Act, in sub-section (1), for the words “two thousand five hundred rupees”, the words “fifteen thousand rupees” shall be substituted.

Repeal and  
saving.

4. (1) The Presidential and Vice-Presidential Elections (Amendment) Ordinance, 1997, is hereby repealed.

Ord. 13 of  
1997.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act, as amended by this Act.

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## STATEMENT OF OBJECTS AND REASONS

In the Presidential and Vice-Presidential Elections Act, 1952, as originally enacted, no security deposit was prescribed. The nomination paper of the candidate, however, was required to be subscribed by the candidate himself as assenting to the nomination and by two electors as proposer and seconder.

2. In order to discourage frivolous candidates from filing nominations to the offices of the President and Vice-President, the Act was amended in 1974 to provide that, in case of Presidential election, the nomination paper should be subscribed by the candidate as assenting to the nomination and also by at least ten electors as proposers and at least ten electors as seconders. In the case of Vice-Presidential election, the requirement was that the nomination paper should be subscribed by the candidate as assenting to the nomination and also by at least five electors as proposers and at least five electors as seconders. The amendment also provided that the candidate for Presidential and Vice-Presidential elections shall have to deposit a sum of two thousand and five hundred rupees.

3. Experience, however, showed that the aforesaid amendments did not prove to be a sufficient deterrent to discourage non-serious candidates. The Election Commission of India, in February, 1997, suggested that the security deposit for elections to the offices of the President and Vice-President may be enhanced.

4. The Government considered the suggestion made by the Election Commission and decided to enhance the security deposit to rupees fifteen thousand. It also decided to increase the minimum number of proposers and seconders to fifty each in respect of election to the office of President and twenty each in respect of election to the office of Vice-President.

5. As the Parliament was not in session and the notification for Presidential election was to be issued on 9th day of June, 1997, an Ordinance was promulgated on the 5th day of June, 1997.

6. A Bill replacing the Ordinance was introduced in Rajya Sabha and was taken-up for consideration and passing alongwith a statutory resolution for disapproval of the said Ordinance on 7.8.1997. As there was dissenting voices, the motion for disapproval of the Ordinance was put to vote and the resolution was carried. As a consequence, the Bill also fell. The said Ordinance, however, ceases to operate at the expiration of six weeks from the reassembly of Parliament i.e. 2nd September, 1997.

7. The Bill seeks to replace the said Ordinance.

RAMAKANT D. KHALAP.

NEW DELHI;  
*The 11th August, 1997.*

## BILL NO. 112 OF 1997

*A Bill to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 1997-98 for the purposes of Railways.*

BE it enacted by Parliament in the Forty-eighth Year of the Republic of India as follows:—

- |  |   |
|--|---|
| 1. This Act may be called the Appropriation (Railways) No. 4 Act, 1997.  | Short title.  |
| 2. From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of fifty thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1997-98, in respect of the services relating to Railways specified in column 2 of the Schedule. | Issue of Rs. 50,000 out of the Consolidated Fund of India for the financial year 1997-98. |
| 3. The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.   | Appropriation.  |

THE SCHEDULE  
(See sections 2 and 3)

1	2	3		
No. of vote	Services and purposes	Sums not exceeding		
		Voted by Parliament	Consolidated Fund	Charged on the Total
		Rs.	Rs.	Rs.
2	Miscellaneous Expenditure (General)	5,000	..	5,000
16	Assets—Acquisition, Construction and Replacement—			
	<u>Other Expenditure</u>			
	Capital	20,000	..	20,000
	Railway Funds	25,000	..	25,000
	TOTAL	50,000	..	50,000

### STATEMENT OF OBJECTS AND REASONS

This Bill is introduced in pursuance of article 114(1) of the Constitution of India, read with article 115 thereof, to provide for the appropriation out of the Consolidated Fund of India of the moneys required to meet the supplementary expenditure on the grants made by the Lok Sabha for expenditure of the Central Government on Railways for the financial year 1997-98.

RAM VILAS PASWAN.

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### PRESIDENT'S RECOMMENDATION UNDER ARTICLE 117 OF THE CONSTITUTION OF INDIA

[Copy of letter No. 97-B-402/MS/2, dated 28 July, 1997 from Shri Ram Vilas Paswan, Minister of Railways to the Secretary-General, Lok Sabha.]

The President, having been informed of the subject matter of the proposed Appropriation Bill to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 1997-98 for the purposes of Railway, recommends under clauses (1) and (3) of article 117 of the Constitution of India, read with clause (2) of article 115 thereof, the introduction in and consideration by Lok Sabha of the Appropriation Bill.

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S. GOPALAN,  
*Secretary-General.*